

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-006316

02/28/2006

HON. PAUL A KATZ

CLERK OF THE COURT
W. Bobrowski/J. McQueen
Deputy

FILED: 03/03/2006

FRANK HADLEY SR., et al.

JEFFREY I OSTREICHER

v.

MESA CITY, et al.

WILLIAM H DOYLE

ARTHUR ZARAGOZA
RICHARD B ARROTTA

**TRIAL MINUTE ENTRY
DAY ONE**

Prior to the commencement of trial, Plaintiffs' exhibit numbers 1-124, Defendants' exhibit numbers 125-157 and Plaintiffs' exhibit numbers 158-162 are marked for identification.

8:46 a.m. Trial to a Jury. Plaintiff Teresa Arias is present and represented by counsel, Richard B. Arrotta. Plaintiffs Frank Hadley, Sr. and Franklin Hadley are present and represented by counsel, Jeffrey I. Ostreicher. Plaintiff Dora Romero is present and represented by counsel, Arthur Zaragoza. Defendant Bar U7 Farms' representative, Paul Ollerton and Defendant City of Mesa's representatives, Doug Tessendorf and Mark Ishikawa are present and represented by counsel, William H. Doyle and Gary Popham.

Court Reporter, Kim Hannan-Cox, is present.

Prior to the commencement of Trial, Court and counsel meet to discuss trial protocol.

Pursuant to discussion regarding empanelling of the jury, counsel agree that nine jurors will be selected and a verdict will be reached upon agreement of seven or more of the jurors. If a juror is excused during the course of the trial, a verdict will be reached upon agreement of six or more of the jurors. There will be one alternate juror. All jurors will deliberate.

IT IS ORDERED that each side will have thirty minutes for follow-up voir dire.

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9:23 a.m. Court stands at recess.

10:24 a.m. Court reconvenes with respective parties and counsel present.

Court Reporter, Kim Hannan-Cox, is present.

The prospective jury panel is present.

Voir dire examination of prospective jurors.

12:03 p.m. Court stands at recess.

1:35 p.m. Court reconvenes with respective parties and counsel present.

Court Reporter, Kim Hannan-Cox, is present.

The prospective jury panel is present.

Voir dire examination of prospective jurors continues.

3:22 p.m. The jury leaves the courtroom while Court remains in session.

Hardships of jurors and strikes for cause are discussed.

3:34 p.m. Court stands at recess.

4:20 p.m. Court reconvenes with respective parties and counsel present. The prospective jury panel is present.

Court Reporter, Kim Hannan-Cox, is present.

The names of the trial jurors in this cause are read by the clerk.

4:29 p.m. Court stands at recess until 9:30 a.m. on March 1, 2006.

FILED: Jury List.